

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, September 2, 2015 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:31 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:20 A.M.

COMMISSIONERS PRESENT: AFRIAT, DONNER, HERNANDEZ, KAHWAJIAN, NIGHTINGALE

Minutes of the meeting of Wednesday, August 26, 2015, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Department of Human Resources – Appeals Unit Presentation
ANN DAVIS AND DR. JOHAN JULIS APPEARED BEFORE THE COMMISSION AND
ANSWERED QUESTIONS REGARDING THE EXAM APPEAL PROCESS.

Unfinished Business

1. *Petition of **BERNARD GAVIN** for a hearing on his **discharge**, effective August 12, 2014, from the position of General Maintenance Worker, Fire Department, **Case No. 14-280**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SHERI ROSS, TO SUSTAIN THE DEPARTMENT.
2. *Petition of **ROBERT APPELL** for a hearing on his sixteen (16) day **suspension**, effective January 12, 2015, from the position of Clinical Pharmacist, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 15-5**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.
3. *Petition of **VICTOR PELAYO** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Associate Civil Engineer, **Case No. 15-108**.*
THE COMMISSION RAISED THE PETITIONERS SCORE TO 85 PLACING HIM IN BAND 3.

New Business

4. *Petition of **CELEDONIO JIMENEZ** for a hearing on his fifteen (15) day **suspension**, effective June 22, 2015, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 15-204**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
5. *Petition of **LORETTA JONES** for a hearing on her ten (10) day **suspension**, effective June 22, 2015, from the position of Head Departmental Personnel Technician, Probation Department, **Case No. 15-206**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
6. *Petition of **CECILIA STEEN** for a hearing on her ten (10) day **suspension**, effective July 6, 2015, from the position of Intermediate Typist Clerk, Department of Public Social Services, **Case No. 15-202**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
7. *Petition of **NICHOLAS ELOSI** for a hearing on his **discharge**, effective June 30, 2015, from the position of Nursing Attendant I, Department of Health Services, LAC+USC Medical Center, **Case No. 15-208**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

8. *Petition of **ANGEL MARCUCCI** for a hearing on his **discharge**, effective June 12, 2015, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 15-203.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
9. *Petition of **MARCUS HUNTLEY** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Deputy Public Defender IV, based on his claim of a Civil Service Rule 25 violation, **Case No. 15-170.***
THE COMMISSION RAISED THE PETITIONERS SCORE TO 88.5 PLACING HIM IN BAND 2. COMMISSIONERS DONNER AND KAHWAJIAN DISSENTED.
10. *Petition of **WILLIAM LOZIER** for a hearing on his appeal of the **written score** received in the examination for Group Supervisor, Nights, Probation Department, **Case No. 15-169.***
HEARING DENIED AS UNTIMELY. (NO ONE APPEARED FOR THE PETITIONER)

Miscellaneous

11. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:47 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

12. *Petitioner's request for a hearing on his **discharge**, effective September 3, 2013, from the position of Detention Services Officer, Probation Department, **Case No. 13-440**.*
CONTINUED AT THE REQUEST OF ESTEBAN LIZARDO, ATTORNEY FOR THE PETITIONER, IN ORDER FOR HIM TO BE PRESENT.
13. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective May 5, 2014, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 14-160**.*
OVER-RULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, STEPHEN BIERSMITH, TO SUSTAIN THE DEPARTMENT.
14. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective August 24, 2013, and **discharge**, effective August 12, 2014, from the position of Detention Services Officer, Probation Department, **Case No. 14-273**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

New Business

15. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective July 6, 2015, from the position of Deputy Probation Officer I, Probation Department, **Case No. 15-207**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
16. *Petitioner's request for a hearing on his **discharge**, effective June 11, 2015, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 15-205**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
17. *Petitioner's request for a hearing on her **discharge**, effective June 16, 2015, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 15-197**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

CLOSED SESSION (continued)

New Business (continued)

18. *Petitioner's request for a hearing on his fifteen (15) day **suspension**, effective May 9, 2011, from the position of Deputy Sheriff, Sheriff's Department, **Case No 11-169**.*
THE COMMISSION ANNOUNCED AS ITS NEW PROPOSED DECISION TO STRIKE FINDING OF ULTIMATE FACT 8(D) AND STAY WITH THE FIFTEEN (15) DAY SUSPENSION.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:12 P.M.

READ INTO THE RECORD AN ACCOUNTING OF THE ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:15 P.M.

Legal Advisor:
Ed Lewis

Head, Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Luz Delgado

APPROVED BY THE CIVIL SERVICE
COMMISSION ON SEPTEMBER 16, 2015

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director